

# Resolution

## School Board of the City of Norfolk

A RESOLUTION REQUESTING THE CITY ATTORNEY TO PROCEED WITH A LAWSUIT CHALLENGING THE CONSTITUTIONALITY OF LEGISLATION MANDATING OR AUTHORIZING THE COMMONWEALTH TO TAKE OVER AND MANAGE LOCAL PUBLIC SCHOOLS.

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**WHEREAS**, in its 2013 session, the General Assembly enacted legislation, which was subsequently approved by the Governor, establishing a statewide school division known as the Opportunity Educational Institution (hereinafter "OEI"); and

**WHEREAS**, the legislation mandates that the OEI take over any local public schools that have been denied accreditation and authorizes the OEI to take over any local public school that has been accredited with warning for three consecutive years; and

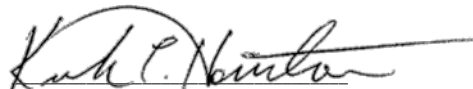
**WHEREAS**, it is the firm conviction of the School Board that this legislation violates the Constitution of Virginia in that it usurps the role of local school boards in supervising and managing the public schools of the Commonwealth; now therefore;

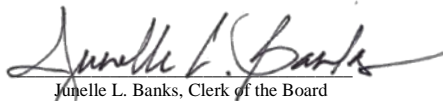
**BE IT RESOLVED** on August 21, 2013 by the School Board of the City of Norfolk:

Section 1:- That the School Board hereby requests the City Attorney to file suit on its behalf challenging the constitutionality of the OEI legislation.

Section 2:- That the School Board authorizes the City Attorney and the Superintendent to do all things necessary and appropriate to successfully prosecute this lawsuit.



  
Dr. Kirk T. Houston, School Board Chair

  
Junelle L. Banks, Clerk of the Board